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Date: August 29, 2005

AFTER FINAL

To: Examiner Young, Micah Paul
Art Unit: 1618

Fax No.: 571/273-8300

From: Stephen P. Burr/Nicole Buckner

Subject: U.S. Application Ser. No. 10/826,165
Filed: April 16, 2004
Conf. No.: 8549
Title: ENTERAL NUTRITION PRODUCT AND METHOD FOR
PREPARING THE SAME

Our Ref.: 889_001

You should receive 26 page(s) including this cover sheet. If you do not receive all pages, please call (315) 233-8300.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following paper(s) is/are being facsimile transmitted to (571)273-8300 at the Patent and Trademark Office on August 29, 2005:

• Amendment Transmittal (in duplicate)	2 pages
• Amendment	15 pages
• Appendix A	3 pages
• Appendix B	2 pages
• Appendix C	3 pages
• this cover page	1 page

Total Pages (including cover) 26


Gina M. Husak

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PATENT AMENDMENT TRANSMITTAL

(Provisions of 37 CFR 1.136 Apply)

Application Number	10/826,165	Filing Date	April 16, 2004
Group Art Unit	1618	Examiner Name	Young, Micah Paul
Confirmation No.	8549	Attorney Docket No.	889_001
Inventor(s)	Jiro KANIE		
Invention:	ENTERAL NUTRITION PRODUCT AND METHOD FOR PREPARING THE SAME		

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

CLAIMS AS AMENDED

(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	6	MINUS	20		\$50.00	\$00.00
INDEP. CLAIMS	2	MINUS	3		\$200.00	\$00.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$00.00

EXTENSION OF TERM

- ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- ☐ This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:
- | | | |
|---|------------|--|
| <input type="checkbox"/> One Month (37 CFR 1.17(a)(1) | \$120.00 | |
| <input type="checkbox"/> Two Month (37 CFR 1.17(a)(2) | \$450.00 | |
| <input type="checkbox"/> Three Month (37 CFR 1.17(a)(3) | \$1,020.00 | |


TOTAL FEES DUE

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

FEE PAYMENT

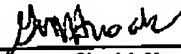
- ☒ No additional fee is required. ☐ A check in the amount of \$_____ is enclosed.
- ☐ Charge Deposit Account 50-1446 in the amount of \$_____. Enclosed is a duplicate copy of this sheet.
- ☒ Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

Submitted By:

Name (Print Type)	Nicole J. Buckner	Reg. No.	51,508	Customer No.	025191
		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
Signature				Date	August 29, 2005

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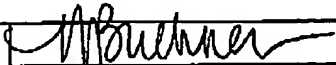
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**AFTER FINAL
PATENT**

Practitioner's Docket No.: 889_001
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Jiro KANIE**

Serial No.: 10/826,165

Group Art Unit: 1618

Filed: April 16, 2004

Examiner: Young, Micah Paul

Conf. No.: 8549

For: **ENTERAL NUTRITION PRODUCT AND METHOD FOR
PREPARING THE SAME**

M.S. Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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273-8300 in the Patent and Trademark Office on August 29, 2005.


Gina M. Husak

AMENDMENT

Sir:

In response to the Office Action mailed September 24, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

Appendices A, B and C, which include copies of an excerpt from the McGraw-Hill *Dictionary of Chemistry*, an article from the *Journal of the American Geriatrics Society* and an article from the *Gerontology International Journal of Experimental, Clinical and Behavioral Gerontology*, respectively, are attached following page 15 of this paper.